

RECEIVED  
CENTRAL FAX CENTER


NO. 4258 P. 4

FEB 03 2006

Atty. Dkt. No. 034827-3002

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Qu et al.  
Title: COMPOSITIONS AND  
METHODS FOR DETERMINING  
GENOTYPES  
Appl. No.: 10/714,508  
Filing Date: 11/14/2003  
Examiner: Stephanie Kane Mummert  
Art Unit: 1637

<b>CERTIFICATE OF FACSIMILE TRANSMISSION</b> I hereby certify that this paper is being facsimile transmitted to the United States Patent and Trademark Office, Alexandria, Virginia on the date below.  Vanessa E. Agha (Printed Name)   (Signature)  February 3, 2006 (Date of Deposit)
--

**RESPONSE TO RESTRICTION REQUIREMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the restriction requirement set forth in the Office Action mailed January 4, 2006. The claims have been restricted into 2 groups. Applicants provisionally elect Group I, Claims 1-16, 19-27 and 29-39, which according to the Examiner is "drawn to a method of geneotype analysis."

No fee is believed due with this filing, however, the Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16 1.17, or credit any overpayment, to Deposit Account No. 50-0872. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-0872. If any extensions of time are needed for timely acceptance of papers submitted herewith, Applicant hereby petitions for such

Atty. Dkt. No. 034827-3002

extension under 37 C.F.R. §1.136 and authorizes payment of any such extensions fees to Deposit Account No. 50-0872.

Respectfully submitted,

Date 02/03/2006By Barry S. Wilson

FOLEY & LARDNER LLP  
Customer Number: 30542  
Telephone: (858) 847-6722  
Facsimile: (858) 792-6773

Richard J. Warburg (Reg. no. 32,327)  
Attorney for Applicant  
By Barry S. Wilson (Reg. No. 39,431)



FOLEY &amp; LARDNER LLP

ATTORNEYS AT LAW

11250 EL CAMINO REAL, SUITE 200  
SAN DIEGO, CA 92130  
P.O. BOX 80278  
SAN DIEGO, CA 92138-0278  
TELEPHONE: 858.847.6700  
FACSIMILE: 858.792.6773  
WWW.FOLEY.COM

RECEIVED  
CENTRAL FAX CENTER

FEB 03 2006

## FACSIMILE TRANSMISSION

Total # 5 of Pages (including this page)

TO:	PHONE #:	FAX #:
United States Patent and Trademark Office Mail Stop Amendment Examiner: Stephanie Kane Mummert Art Unit: 1637		(571) 273-8300

From : Barry S. Wilson

Date : February 3, 2006

Client/Matter No : 034827-3002

User ID No : 3067

## MESSAGE:

Re: U.S. Patent Application No. 10/714,508

Our Ref.: 034827-3002

Attached please find:

- Transmittal (2 pgs);
- Response to Restriction (2 pgs.).

If there are any problems with this transmission or if you have not  
received all of the pages, please call 858.847.6700.

Operator:	Time Sent:	Return Original To: Vanessa E. Agha
-----------	------------	--

CONFIDENTIALITY NOTICE: THE INFORMATION CONTAINED IN THIS FACSIMILE MESSAGE IS INTENDED ONLY FOR THE PERSONAL AND CONFIDENTIAL USE OF THE DESIGNATED RECIPIENTS NAMED ABOVE. THIS MESSAGE MAY BE AN ATTORNEY-CLIENT COMMUNICATION, AND AS SUCH IS PRIVILEGED AND CONFIDENTIAL. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT OR ANY AGENT RESPONSIBLE FOR DELIVERING IT TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT YOU HAVE RECEIVED THIS DOCUMENT IN ERROR, AND THAT ANY REVIEW, DISSEMINATION, DISTRIBUTION OR COPYING OF THIS MESSAGE IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE AND RETURN THE ORIGINAL MESSAGE TO US BY MAIL. THANK YOU.

FEB 03 2006

Atty. Dkt. No. 034827-3002

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Qu et al.

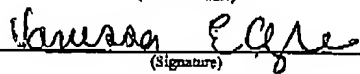
Title: COMPOSITIONS AND  
METHODS FOR DETERMINING  
GENOTYPES

Appl. No.: 10/714,508

Filing Date: 11/14/2003

Examiner: Stephanie Kane Mummert

Art Unit: 1637

<b>CERTIFICATE OF FACSIMILE TRANSMISSION</b>	
I hereby certify that this paper is being facsimile transmitted to the United States Patent and Trademark Office, Alexandria, Virginia on the date below.	
Vanessa E. Agha (Printed Name)	
 (Signature)	
February 3, 2006 (Date of Deposit)	

**TRANSMITTAL**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is a response in the above-identified application.

☒ Response to Restriction Requirement (2 pages).☒ The fee required for additional claims is calculated below:

	Claims As Amended		Previously Paid For		Extra Claims Present		Rate		Additional Claims Fee
Total Claims:	36	-	39	=	0	x	\$50.00	=	\$0.00
Independent Claims:	4	-	6	=	0	x	\$200.00	=	\$0.00
First presentation of any Multiple Dependent Claims:						+	\$360.00	=	\$0.00
CLAIMS FEE TOTAL									= \$0.00

Atty. Dkt. No. 034827-3002

- ☐ Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

<input type="checkbox"/> Extension for response filed within the first month:	\$120.00	\$0.00
<input type="checkbox"/> Extension for response filed within the second month:	\$450.00	\$0.00
<input type="checkbox"/> Extension for response filed within the third month:	\$1,020.00	\$0.00
<input type="checkbox"/> Extension for response filed within the fourth month:	\$1,590.00	\$0.00
<input type="checkbox"/> Extension for response filed within the fifth month:	\$2,160.00	\$0.00
EXTENSION FEE TOTAL:		\$0.00
<input type="checkbox"/> Statutory Disclaimer Fee under 37 C.F.R. 1.20(d):	\$130.00	\$0.00
CLAIMS, EXTENSION AND DISCLAIMER FEE TOTAL:		\$0.00
<input type="checkbox"/> Small Entity Fees Apply (subtract ½ of above):		\$0.00
TOTAL FEE:		\$0.00

- ☒ The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-0872. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-0872. If any extensions of time are needed for timely acceptance of papers submitted herewith, applicant hereby petitions for such extension under 37 C.F.R. §1.136 and authorizes payment of any such extensions fees to Deposit Account No. 50-0872.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date 02/03/2006

By Barry Wilson

FOLEY & LARDNER LLP  
Customer Number: 30542  
Telephone: (858) 847-6722  
Facsimile: (858) 792-6773

Richard J. Warburg (Reg. no. 32,327)  
Attorney for Applicant  
By Barry S. Wilson (Reg. No. 39,431)